THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.10501 OF 2006

DATED 26TH SEPTEMBER, 2006

BETWEEN:

Prakash Chand Gupta and others

… Petitioners

AND

The Principal Secretary, Government of Andhra Pradesh,
Revenue (Urban Ceiling) Department, Secretariat, Hyderabad
and others.

… Respondents

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WRIT PETITION NO.10501 OF 2006

ORDER:

The six petitioners purchased an extent of Acs.5.20 guntas in survey No.16 situated at Guttala Begumpet village, Serilingampally Mandal in Ranga Reddy District under sixteen (16) registered sale deeds executed on 16.09.2005 and 18.10.2005 from third respondent. The Government of Andhra Pradesh issued orders in G.O.Ms.No.455, dated 29.07.2002 laying down guidelines for allotment of excess vacant land, which vested in the Government, under Section 23 of the Urban Land (Ceiling and Regulation) Act, 1976. All the persons, who purchased the land under valid documents are entitled to seek allotment of land on payment of the requisite amount. The petitioners made applications on 13.05.2006 seeking regularization of allotment. In the meanwhile, the third respondent also approached the Government seeking regularization as per G.O.Ms.No.455, dated 29.07.2002. The petitioners have filed objections before the Government objecting to the allotment of land in favour of the third respondent, which was already sold to the petitioners. As the objections were not considered, the present writ petition is filed. The petitioners seek a writ of Mandamus directing the respondents 1 and 2 to forbear to issue any allotment orders in favour of respondents 3 to 8 (respondents 4 to 8 are family members of respondent No.3) without considering the objections of the petitioners.

This Court while ordering Notice Before Admission directed the first respondent to consider the objections of the petitioners, in case the application made by respondents 3 to 8 is considered as per G.O.Ms.No.455, dated 29.07.2002. Even in the main writ petition also, similar relief is sought and therefore, this Court is of considered opinion that the writ petition can be disposed of in terms of the interim order, dated 31.05.2006.

The writ petition is accordingly disposed of. No costs.

(V.V.S.RAO,J)

26.09.2006
pln